

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Andrew J. Szabo

Application No./Patent No.: 09/400,649 Filed/Issue Date: September 21, 1999

Titled: NUTRITIONAL OPTIMIZATION SYSTEM AND METHOD

Smeaton Pump LLC, a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;
2. ☐ an assignee of less than the entire right, title, and interest in
(The extent (by percentage) of its ownership interest is _____ %); or
3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)
the patent application/patent identified above, by virtue of either:
- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 015980, Frame 0031, or for which a copy therefore is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at

Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/Michael J. Donohue, Reg. #35,859/

Signature

July 9, 2009

Title

Michael J. Donohue

Printed or Typed Name

Attorney of Record

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

(1)

Patent Assignment Assignee Details

Assignee Name : SMEATON PUMP LLC

Total Assignments: 1

Assignment: 1

Reel/Frame: 015980 / 0031 [View Recorded Assignment](#) 

Pages: 3

Received: 11/17/2004

Recorded: 11/15/2004

Mailed: 05/09/2005

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignor

1 SZABO, ANDREW

Exec Dt: 07/09/2004

Assignee

1 SMEATON PUMP LLC

171 MAIN STREET, #271

LOS ALTOS, CALIFORNIA 94022

Properties

App #	PCT #	Pat #	Pub #	App #	PCT #	Pat #	Pub #
<u>08671413</u>	NONE	<u>5954640</u>	NONE	<u>09400649</u>	NONE	NONE	NONE

Correspondence name and address

STEVEN M. HOFFBERG

MILDE & HOFFBERG LLP

10 BANK STREET - SUITE 460

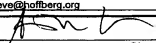
WHITE PLAINS, NY 10606

Search Results as of: 10/30/2005 10:13:57 A.M.

~~~~~  
 If you have any comments or questions concerning the data displayed, contact OPR / Assignments at 571-272-3350  
 Web interface last modified: September 28, 2005

11-17-2004

U.S. DEPARTMENT OF COMMERCE  
States Patent and Trademark Office

|                                                                                                                                                                                                                                                                                                                                                                              |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |           |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|
| 11-15-04                                                                                                                                                                                                                                                                                                                                                                     |  | RECORDED                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 102882564 |
| To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.                                                                                                                                                                                                                                                  |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |           |
| <b>1. Name of conveying party(ies)/Execution Date(s):</b><br>Andrew Szabo<br><br>Execution Date(s) 07/09/2004<br>Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No                                                                                                                                    |  | <b>2. Name and address of receiving party(ies)</b><br>Name: Smeaton Pump LLC<br>Internal Address: _____<br><br>Street Address: 171 Main Street, #271<br><br>City: Los Altos<br>State: CA<br>Country: USA Zip: 94022<br>Additional name(s) & address(es) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No                                                                                                                                                                                                                                                                          |           |
| <b>3. Nature of conveyance:</b><br><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger<br><input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name<br><input type="checkbox"/> Government Interest Assignment<br><input type="checkbox"/> Executive Order 9424, Confirmatory License<br><input type="checkbox"/> Other |  | <b>4. Application or patent number(s):</b> <input type="checkbox"/> This document is being filed together with a new application.<br>A. Patent Application No.(s)<br>09/400,649<br>B. Patent No.(s)<br>5,954,640                                                                                                                                                                                                                                                                                                                                                                                               |           |
| 11/16/2008 6TOM11 00000229 09400649<br>01 FC:002 80.00 OP Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No                                                                                                                                                                                                                   |  |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |           |
| <b>5. Name and address to whom correspondence concerning document should be mailed:</b><br>Name: Steven M. Hoffberg<br>Internal Address: Milde & Hoffberg LLP<br>Street Address: 10 Bank Street - Suite 460<br>City: White Plains<br>State: NY Zip: 10606<br>Phone Number: 914-949-3100<br>Fax Number: 914-949-3416<br>Email Address: steve@hoffberg.org                     |  | <b>6. Total number of applications and patents involved:</b> 2<br><br><b>7. Total fee (37 CFR 1.21(h) &amp; 3.41)</b> \$ 80.00<br><input type="checkbox"/> Authorized to be charged by credit card<br><input checked="" type="checkbox"/> Authorized to be charged to deposit account<br><input checked="" type="checkbox"/> Enclosed<br><input type="checkbox"/> None required (government interest not affecting title)<br><br><b>8. Payment Information</b><br>a. Credit Card Last 4 Numbers _____<br>Expiration Date _____<br>b. Deposit Account Number 50-0427<br>Authorized User Name Steven M. Hoffberg |           |
| <b>9. Signature:</b> <br>Signature<br>Steven M. Hoffberg<br>Name of Person Signing                                                                                                                                                                                                         |  | 11/17/04<br>Date<br>Total number of pages including cover sheet, attachments, and documents: 5                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |           |

Documents to be recorded (including cover sheet) should be faxed to (703) 306-5995, or mailed to:  
Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, VA. 22313-1450

PATENT  
REEL: 015980 FRAME: 0031